

**In the United States District Court  
For the Southern District of Georgia  
Waycross Division**

FILED  
John E. Triplett, Acting Clerk  
United States District Court  
By CAsbell at 4:33 pm, Dec 28, 2020

JOHNNY ASBERRY,

Plaintiff,

v.

WARDEN STEVE UPTON, et al.,

Defendants.

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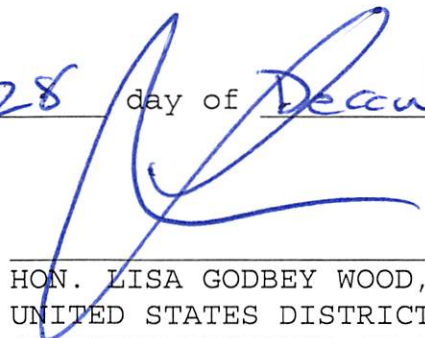
CIVIL ACTION NO.: 5:19-cv-27

ORDER

After an independent and de novo review of the entire record, the Court concurs with the Magistrate Judge's Report and Recommendation. Dkt. No. 11. Plaintiff did not file Objections to this Report and Recommendation.

Accordingly, the Court **ADOPTS** the Magistrate Judge's Report and Recommendation as the opinion of the Court. The Court **DISMISSES** Plaintiff's Amended Complaint, **DIRECTS** the Clerk of Court to **CLOSE** this case and enter the appropriate judgment of dismissal, and **DENIES** Plaintiff *in forma pauperis* status on appeal.

SO ORDERED, this 28 day of December, 2020.

  
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HON. LISA GODBEY WOOD, JUDGE  
UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF GEORGIA